

**JUSTICE OF THE PEACE COURT OF THE STATE OF DELAWARE
IN AND FOR NEW CASTLE COUNTY
COURT NO. 13**

MSP MANAGEMENT SERVICES LLC
Plaintiff Below,
Appellant

VS

DENISE HAMPTON
Defendant Below,
Appellee

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C.A. No. JP13-18-009234

TRIAL DE NOVO

Submitted: October 12, 2018

Decided: October 16, 2018

APPEARANCES:

MSP Management Services LLC, Plaintiff appeared through valid form 50 agent Mohan Pandit
Denise Hampton, Defendant appeared pro se

Sean P. McCormick, Deputy Chief Magistrate
Gerald Ross, Justice of the Peace
Robert C. Lopez, Justice of the Peace

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CIVIL ACTION NO: JP13-18-009234

MSP MANAGEMENT SERVICES VS DENISE HAMPTON

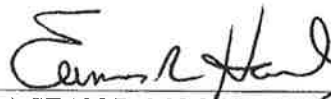
ORDER ON TRIAL DE NOVO

On Friday, October 12, 2018 a three judge panel consisting of Deputy Chief Magistrate Sean McCormick and Judges Gerald Ross and Robert Lopez went forward in the above referenced matter in which the Plaintiff sought back rent from August, 2018 onwards at the rate of \$1,495/month plus associated late fees and possession of the rental unit.


The Defendant admitted to the debt and did not contest the issue of possession. The sole issue between the parties was their desire to define the amount of security deposit that was held by the Plaintiff. The Plaintiff contended that the Defendant had given him \$2,250, but a portion of that was to be used for a half-months' rent for the second half of November, 2017. The Defendant contended that the entire amount was negotiated solely for security deposit, and that she had agreed to make monthly payments of \$125 against the November rental debt. A review of the Plaintiff's accounting indicated that the Defendant had in fact made additional payments of \$125 and \$250; given this fact and given the lease itself refers to the \$2,250 as a "Deposit," the panel held that the security deposit held by the Plaintiff totaled \$2,250.00.

Judgment was then entered in favor of Plaintiff on the rental debt in the amount of \$3,862.46 plus the \$45.00 cost of filing, Per Diem rent at the rate of \$48.23, Post Judgement interest on the debt at 7.75% per annum, and possession of the unit.

IT IS SO ORDERED 16th day of October, 2018


(for) SEAN P. MCCORMICK
Deputy Chief Magistrate


(for) GERALD ROSS
Justice of the Peace


(for) ROBERT C. LOPEZ
Justice of the Peace



Information on post-judgment procedures for default judgment on Trial De Novo is found in the attached sheet entitled Justice of the Peace Courts Civil Post-Judgment Procedures Three Judge Panel (J.P. Civ. Form No. 14A3J).